

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

GLEN E. MOAK

PLAINTIFF

V.

Civil Action No. 3:06-cv- 180 HTW-JCS

JUSTIN P. LACKEY

DEFENDANT

ORDER OF DISMISSAL WITH PREJUDICE

This cause came on for hearing on motion *ore tenus* by the plaintiff to dismiss this suit with prejudice; and

The Court, having been advised that plaintiff and the defendant have reached a compromise settlement, is of the opinion that the motion is well taken and should be granted.

IT IS, THEREFORE, ORDERED that this cause be and is hereby dismissed with prejudice with each side to bear its own costs.

SO ORDERED this the 28th day of December, 2006.

s/ HENRY T. WINGATE
CHIEF UNITED STATES DISTRICT JUDGE

AGREED AND APPROVED AS TO FORM:

/s/ Don H. Evans

DON H. EVANS, ESQ.

ATTORNEY FOR PLAINTIFF

/s/ Leland S. Smith

LELAND S. SMITH, ESQ.

ATTORNEY FOR DEFENDANT